

Before the
COPYRIGHT ROYALTY JUDGES
Washington, D.C.

In the Matter of)

DIGITAL PERFORMANCE RIGHT IN)
SOUND RECORDINGS AND)
EPHEMERAL RECORDINGS FOR A)
NEW SUBSCRIPTION SERVICE)
_____)

Docket No. 2005-5 CRB DTNSRA

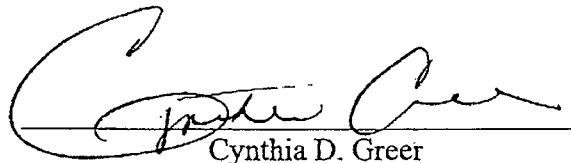
DECLARATION OF CYNTHIA D. GREER

1. My name is Cynthia D. Greer. I am Vice President and Senior Counsel for XM Satellite Radio Inc. ("XM"), a party in the above-captioned proceeding.
2. I am authorized to submit this Declaration on behalf of XM.
3. I have reviewed the Redaction Logs attached herewith which list the redactions to the Written Rebuttal Statement of XM Satellite Radio Inc. and the Witness Rebuttal Testimony and Exhibits Jointly Submitted by XM and Sirius Satellite Radio Inc. ("Sirius").
4. To the best of my knowledge, information and belief, as of the date of this Declaration, the redacted information pertaining to XM meets the definition of "Restricted Information" set forth in the December 20, 2006 Protective Order entered in Docket No. 2005-5 CRB DTNSRA, and good cause exists for the treatment of said redacted information as "Protected Materials", as that term is defined in the Protective Order.

5. I have neither reviewed nor received any Restricted information pertaining to Sirius that is listed in the attached Redaction Logs, and make no representations as to the classification or redaction of that information.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed in Washington, District of Columbia on July 23, 2007.



Cynthia D. Greer